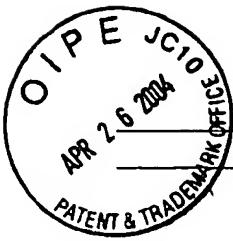


04-27-04



PATENT  
ATTORNEY DOCKET NO. 04148-00100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )

Joost Dick de Bruijn, Elisabeth Maria Fischer, ) Examiner:  
and Pierre Jean François Layrolle )

Serial No.: 10/812,318 ) Art Unit:  
)

Filed: March 29, 2004 )

Title: INJECTABLE CALCIUM SALT BONE )  
FILLER COMPRISING CELLS )

---

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

In regard to the above identified application, we are transmitting herewith the attached:

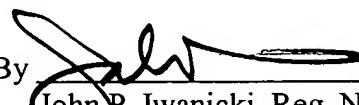
1. Supplemental Information Disclosure Statement,
2. Form SB/08A,
3. A copy of one reference, and
4. Return postcard.

With respect to additional fees, no additional fee is required. The Commissioner is hereby authorized to charge any additional fees or credit overpayment to Deposit Account No. 19-0733.

Respectfully submitted,

Dated: April 26, 2004

By

  
John P. Iwanicki, Reg. No. 34,628  
BANNER & WITCOFF, LTD.  
28 State Street, 28th Floor  
Boston, MA 02109  
(617) 720-9600

USSN 10/812,318  
Express Mail Receipt No. EV 436813055 US

EV436813055US



PATENT  
ATTORNEY DOCKET NO. 04148-00100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joost Dick de Bruijn, Elisabeth Maria Fischer,  
and Pierre Jean François Layrolle

Examiner:

Serial No.: 10/812,318

Art Unit:

Filed: March 29, 2004

Title: INJECTABLE CALCIUM SALT BONE  
FILLER COMPRISING CELLS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.97-1.99, Applicants hereby submit the enclosed PTO Form SB/08A. A copy of WO 03/028779 is enclosed. A copy of WO 01/48147 was submitted previously on March 29, 2004 in the above-referenced application but is being recited on PTO Form SB/08A due to a typographical error in inventor's name.

This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. § 1.56 and is being filed within three months of the filing date of the application. Accordingly, no fee is due.

In the judgment of the undersigned, portions of the listed references may be material to the Examiner's consideration of the presently pending claims. However, the references have not

USSN 10/812,318  
Express Mail Receipt No. EV 436813055 US

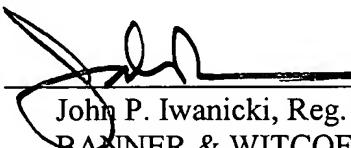
been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. § 102 or § 103.

Please apply any charges or credits to Deposit Account No. 19-0733.

Respectfully submitted,

Dated: April 26, 2004

By

  
John P. Iwanicki, Reg. No. 34,628  
BANNER & WITCOFF, LTD.  
28 State Street, 28th Floor  
Boston, MA 02109  
(617) 720-9600



PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO  
**INFORMATION DISCLOSURE  
 STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet	1	of	1	Attorney Docket Number	04148-00100
-------	---	----	---	------------------------	-------------

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
1	US-				
2	US-				
3	US-				
4	US-				
5	US-				
6	US-				
7	US-				
8	US-				
9	US-				
10	US-				
11	US-				
12	US-				
13	US-				
14	US-				
15	US-				
16	US-				
17	US-				

**FOREIGN PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>3</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
18	WO 01/48147		07/05/2001	de Bruijn et al.		
19	WO 03/028779		04/10/03	de Bruijn et al.		
20						
21						
22						

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	23		

Examiner Signature	Date Considered
--------------------	-----------------

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.